

step will strengthen our relations with our African friends and allies, enhance U.S. security by furthering our global nonproliferation and arms control objectives, demonstrate our commitment to the decisions taken at the 1995 Review and Extension Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons, and contribute significantly to the realization of the African Nuclear-Weapon-Free Zone in all its aspects. As the Department of State's Overview of the Protocols explains, entry into force of Protocols I and II for the United States would require no changes in U.S. law, policy, or practice.

I recommend that the Senate give early and favorable consideration to Protocols I and II to the African Nuclear-Weapon-Free Zone Treaty, and give its advice and consent to their ratification, subject to the statements contained in the Department of State's Overview of the Protocols.

BARACK OBAMA,  
THE WHITE HOUSE, May 2, 2011.

#### *To the Senate of the United States:*

With a view to receiving the advice and consent of the Senate to ratification, I transmit herewith Protocols 1, 2, and 3 to the South Pacific Nuclear Free Zone Treaty ("the Treaty"), signed on behalf of the United States at Suva on March 25, 1996. I also transmit for the information of the Senate the Treaty to which these Protocols relate and the Department of State's Overview of the Protocols, which includes a detailed article-by-article analysis of both the Protocols and the Treaty.

Ratification of Protocols 1, 2, and 3 to the Treaty would fully support U.S. nonproliferation policy and goals, and I am convinced that it is in the best interest of the United States to ratify these Protocols. This step will strengthen our relations with our South Pacific friends and allies and enhance U.S. security by furthering our global nonproliferation and arms control objectives. As the Overview of the Department of State explains, entry into force of Protocols 1, 2, and 3 for the United States would require no changes in U.S. law, policy, or practice.

I recommend that the Senate give favorable consideration to Protocols 1, 2, and 3 to the South Pacific Nuclear Free Zone Treaty and give its advice and consent to their ratification, subject to the statements described in the Overview of the Department of State.

BARACK OBAMA,  
THE WHITE HOUSE, May 2, 2011.

#### APPOINTMENTS

The PRESIDING OFFICER. The Chair, on behalf of the President of the Senate, and after consultation with the majority leader, pursuant to Public Law 106-286, appoints the following Member to serve as Co-Chairman of the Congressional-Executive Commission on the People's Republic of China: the Honorable SHERROD BROWN of Ohio.

#### COMMUNICATION FROM THE HONORABLE JOHN ENSIGN

Mr. REID. I understand, Mr. President, you are going to make a report to the Senate.

The PRESIDING OFFICER. The Chair lays before the Senate a communication regarding the resignation of Senator ENSIGN.

Without objection, the letter will be printed in the RECORD and spread upon the Journal.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

U.S. SENATE,  
Washington, DC, April 22, 2011.  
Vice President JOE BIDEN,  
The White House, Pennsylvania Avenue, NW.,  
Washington, DC.

DEAR MR. VICE PRESIDENT: I am writing to submit my resignation from the United States Senate, effective close of business May 3, 2011. The short time before I leave is necessary to ensure the smooth transition of my office and to assist the dedicated people who work in the office the time to arrange their next positions.

The decision to leave the Senate before my term has expired is the most difficult decision I have had to make in public life. I am immensely proud and honored to have served the people of Nevada for more than 10 years. I do not easily or lightly forego the obligation to fulfill the term to which I was elected. However, as my colleagues, friends, and constituents know, my family, my staff and I have gone through an emotional, personal and professional rollercoaster of inquiries by the Department of Justice, the Federal Election Commission, and the Senate Ethics Committee. These inquiries have been time-consuming and distracting to everyone involved and, not unimportantly to me, have been financially very costly.

I am gratified that, after extended investigations, both the Department of Justice and the Federal Election Commission saw no grounds on which to charge me with improper conduct. I was hopeful that, with the closure of these investigations against me the wear and tear on me and on my family and staff would soon be over. That was not the case.

As is its right, the Senate Ethics Committee is continuing its investigation of issues into which it has been inquiring for the past year and a half. Indeed, the Committee even decided recently to devote more resources to its investigation by hiring an outside special counsel, even though the issues have been viewed and reviewed by so many others.

I firmly believe that I have not violated any law, rule, or standard of conduct of the Senate. But even to prove this publicly I will not subject my family, my staff, my constituents, or the Senate to any further rounds of investigation, depositions, drawn out proceedings, or, especially, potential public hearings. For my family, my staff and me, the continuing personal cost would simply be too great. For my constituents, for the Senate, and for my colleagues and friends in this great institution, they should not have to endure any further distraction from the many, many critical issues on America's agenda. Not another day of effort should be spent on my case when we face the pressing issues of the National debt, tax reform, the next budget, and military conflicts in so many places in the world.

Therefore, with the greatest personal sadness and reluctance, I am taking this step of resignation to allow my family and me fi-

nally to move on and so that the Senate, in the months to come, may attend fully to the crucial business of the Nation. I cannot thank all my colleagues and constituents enough for the honor of serving and of contributing whatever I have been able to contribute to this body and to the people of the State of Nevada and of the United States of America.

Sincerely,

JOHN ENSIGN,  
United States Senator.

#### ORDERS FOR TUESDAY, MAY 3, 2011

Mr. REID. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 10 a.m. on Tuesday, May 3; that following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, the Senate proceed to a period of morning business until 5 p.m. for debate only, with Senators permitted to speak for up to 10 minutes each, with the first hour equally divided and controlled between the two leaders or their designees, with the Republicans controlling the first 30 minutes and the majority controlling the next 30 minutes; and, finally, the Senate recess from 12:30 until 2:15 p.m. for their weekly caucus meetings.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### PROGRAM

Mr. REID. Mr. President, we are working with the Republican leader on a resolution commending the Armed Forces and the intelligence community regarding the death of Osama bin Laden. We may have a rollcall vote on adoption of this resolution tomorrow afternoon.

#### ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. REID. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand adjourned under the previous order.

There being no objection, the Senate, at 6:47 p.m., adjourned until Tuesday, May 3, 2011, at 10 a.m.

#### NOMINATIONS

Executive nominations received by the Senate:

##### IN THE COAST GUARD

THE FOLLOWING NAMED OFFICERS OF THE COAST GUARD PERMANENT COMMISSIONED TEACHING STAFF FOR APPOINTMENT IN THE GRADE INDICATED IN THE UNITED STATES COAST GUARD UNDER TITLE 14, U.S.C., SECTION 188:

*To be lieutenant commander*

MICHAEL J. PLUMLEY

*To be lieutenant*

VICTORIA C. FUTCH  
MARIETTE C. OGG

##### IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 624:

*To be rear admiral (lower half)*

CAPT. JOHN G. KING

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE UNITED STATES NAVY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 624:

*To be rear admiral (lower half)*

CAPT. REBECCA J. MCCORMICK-BOYLE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE UNITED STATES NAVY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 624:

*To be rear admiral (lower half)*

CAPT. RAQUEL C. BONO

## IN THE AIR FORCE

THE FOLLOWING NAMED INDIVIDUALS FOR APPOINTMENT TO THE GRADES INDICATED IN THE REGULAR AIR FORCE UNDER TITLE 10, U.S.C., SECTION 531(A):

*To be lieutenant colonel*

MATTHEW J. BRONK

*To be major*PETER S. AIREL  
JOY C. TABER

THE FOLLOWING NAMED INDIVIDUAL FOR APPOINTMENT TO THE GRADE INDICATED IN THE REGULAR AIR FORCE UNDER TITLE 10, U.S.C., SECTION 531(A):

*To be major*

PAUL L. DANDREA

## IN THE ARMY

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES REGULAR ARMY UNDER TITLE 10, U.S.C., SECTION 531:

*To be major*KEITH W. ALFEIRI  
ROLAND N. AWAH  
GARY S. BLOUNT  
WADE P. DAKIN  
WAYNE A. FOGEL  
KURT A. HENSE  
CHARLES J. KARELS  
MICHAEL V. KINCAID  
AMANDA L. MACWHIRTER  
ALAN R. MANZO  
ALEXANDER J. MUSEL  
RICHARD A. PRIER  
BENJAMIN J. STEICHEN  
DIANA TORRES

## IN THE NAVY

THE FOLLOWING NAMED INDIVIDUAL FOR APPOINTMENT TO THE GRADE INDICATED IN THE REGULAR NAVY UNDER TITLE 10, U.S.C., SECTION 531:

*To be captain*

DAVID T. CARPENTER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be captain*

BRENT J. KYLER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be commander*

PETER W. WARD

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be lieutenant commander*

PABLITO V. QUIATCHON

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be captain*

ROBERT H. BUCKINGHAM

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*

JOSE AYALA

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*

BRYAN F. BUTLER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*

MICHAEL B. TANNER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*

KENNETH S. MITCHELL

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*

GREGORY D. MITCHELL

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*

THERESA H. DEWITT

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*THOMAS J. LOPEZ  
GREGORY D. ROWE

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*RANDY L. CRYSEL  
SUSAN M. HELLER

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*KATHERINE A. MCCABE  
JAY M. STANDRING

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*MARK G. BENTON  
THOMAS M. CESEAR  
PETER G. DUNN  
FREDERICK N. HOWARD  
WENDELL B. MANSEL  
SCOTT W. THOMAS

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*THOMAS M. ADKINS  
JANET A. DAHLE  
ANASTASIA B. QUANBECK  
CHRISTOPHER T. SCHOLL

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*PETER B. BELL  
LISA I. BOARD  
BRIAN W. BOOKER  
SEAN A. BUTCHER  
RUSSELL J. CORTAZZO, JR.  
WILLIAM L. CRUMP III  
DANIEL A. DAGLIO  
JAMES W. FORRESTER, JR.  
STEVEN E. HARTMAN  
KENNETH E. HOBMANN  
DAVID S. HUDSON  
STEVEN L. IRVINE  
JEFFREY L. JUHALA  
KENN M. KNITTEL  
CHRISTOPHER F. LAMOUREAUX  
JEFFREY B. LEHNERTZ  
STEPHEN P. LINDELL  
JOHN R. MADRIL  
STEVEN J. MARINELLO  
CHARLES B. MILLER  
JAMES K. MITCHELL  
ROBERT D. MODDERMAN  
JOHN B. MUSTIN  
BRUCE C. RASCHE  
MARK S. RAWLINS  
CORNELIUS R. REED  
PHILIP G. ROBERTS III  
CRAIG T. SCHORR  
MICHAEL S. SHACKELFORD  
THAD M. SHELTON  
CHRISTOPHER P. SIEGLE  
MARK A. SOUSA  
JEFFREY S. SPIVEY  
NEYLAND T. SPRINGER  
ERIC C. STAATS  
TIMOTHY P. STLAURENT  
LAWRENCE J. STROBEL  
WILLIAM P. SULLIVAN  
BRIAN J. TALAY  
JOSEPH TARDIBONO  
JAMES P. THOMAS  
DAVID A. TUCKER  
GUY O. VILARDI  
STACEY S. WHITEHEAD  
ERIC A. WILLS

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*

ERRIN P. ARMSTRONG

MARK O. BAILEY  
KEVIN P. BOYLE  
BRETT M. COTTRELL  
EDWARD J. EDER  
JAMES D. FOWLER  
DAVID T. FRITZ  
KYLE R. GATZMEYER  
PAUL GILMARTIN  
PAUL A. LAUBE  
JEFFREY S. MCIRVIN  
GILBERT J. MILLER  
PETER M. RYAN  
TAMARA S. RYLEY  
EDWARD J. SALLEE  
WILLIAM H. SHEEHAN  
LYLE D. STUFFLE

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*BRIAN M. ACKERMAN  
MICHAEL W. BACHER  
JOHN F. CAREY  
SCOTT D. CARTER  
BRIAN L. COOK  
JOSEPH W. GELHAUS  
ELIZABETH A. GRACIA  
MARTIN W. HUGHES  
RALPH U. LOSCH  
GLENN MACARIO  
MARY J. MUSTELLO  
DOHN J. PISCIONIERE  
ORRIS H. SCRIBNER  
SCOTT E. SHACKLETON  
LAWRENCE C. TRACE  
JAMES L. WORKING  
FRANK J. ZELENKA

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

*To be captain*BRADLEY H. BOYER  
CHRISTOPHER S. CREWS  
THERESA J. GEIERRODRIGUEZ  
DAVID C. HAGEN  
ROBERT B. JASKOWIAK  
KURT W. JUENGLING  
EILEEN H. LAUBACHER  
DEBORAH A. LESHINSKI  
RUTH A. NEUGEBAUER  
JOHN J. SHANLEY III  
THOMAS J. VONKOLNITZ

THE FOLLOWING NAMED OFFICERS FOR TEMPORARY APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 5721:

*To be lieutenant commander*WILLIAM H. ALBERT  
MATTHEW H. BEACH  
UBIE S. BRANTLEY  
ADAM R. CADOVIOUS  
GREGORY T. CISSELL  
WILLIAM M. COLLINS  
MATTHEW J. DILLON  
WILLIAM J. FIACK  
JOHN GARRETT  
DANA S. GIBSON  
JASON V. JAVORSKY  
RUSSELL W. JONES  
JOHN R. KAJMOWICZ  
BRIAN J. LADIEU  
MICHAEL A. LILLEBERG  
WILLIAM F. MARTIN  
TAMMY S. MCCREARY  
DANIEL P. MORRISON  
BRAD W. MUSKOPF  
PATRICIA A. PALMER  
REGINALD D. RAHMING  
JEREMY J. RANDALL  
WILLIAM ROBERT'S  
CHRISTOPHER D. ROETTGEN  
JOHANNAH G. SCHUMACHER  
JOSHUA SIMS  
RICHARD A. SMITH  
JOE M. TOWLES  
MICHAEL A. WHITE  
NICHOLAS E. WISSEL  
MICHAEL WITHERILL

## IN THE ARMY

THE FOLLOWING NAMED ARMY NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12211:

*To be colonel*MARK J. BERGLUND  
MICHAEL S. FERGUSON  
MICHAEL T. HESTON  
ERICH W. RANDALL  
DAVID R. ROUTHIER  
MICHAEL S. SARVER

*May 2, 2011*

CONGRESSIONAL RECORD—SENATE

**S2587**

CONFIRMATIONS

THE JUDICIARY

KEVIN HUNTER SHARP, OF TENNESSEE, TO BE UNITED STATES DISTRICT JUDGE FOR THE MIDDLE DISTRICT OF TENNESSEE.

THE ABOVE NOMINATIONS WERE APPROVED SUBJECT TO THE NOMINEE'S COMMITMENT TO RESPOND TO REQUESTS TO APPEAR AND TESTIFY BEFORE ANY DULY CONSTITUTED COMMITTEE OF THE SENATE.

Executive nominations confirmed by  
the Senate May 02, 2011:

ROY BALE DALTON, JR., OF FLORIDA, TO BE UNITED STATES DISTRICT JUDGE FOR THE MIDDLE DISTRICT OF FLORIDA.